

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In re Application of:

John R. Peery

Serial No.: 09/296,582

Filed: April 23, 1999

For: TROCAR FOR INSERTING  
IMPLANTS

Confirmation No.: 8609

Examiner: J. Maynard

Group Art Unit: 3763

Attorney Docket No.: 3139-6163US  
(ARC 2280 R1)

## CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents (Fax No. (571) 273-0025) on the date shown below.

December 22, 2005  
Date

Signature

Emily Stevens

Name (Type/Print)

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OFFICE OF PETITIONS

**PETITION FOR WITHDRAWAL FROM ISSUE TO PERMIT CONSIDERATION OF  
AN INFORMATION DISCLOSURE STATEMENT UNDER § 1.97 IN A CONTINUING  
APPLICATION (37 C.F.R. § 1.313(c)(2))**

**MAIL STOP 313(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for the withdrawal of this application from issue. The issue fee for this case was paid on April 2, 2004. A copy of the issue fee transmittal is enclosed.

The reason for withdrawal of this application from issue is for consideration of an information disclosure statement under 37 C.F.R. § 1.97 in a continuing application. A Request for Continued Examination (RCE) and an Information Disclosure Statement, with Form PTO/SB/08 and copy of cited references, are enclosed.

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**Serial No. 09/296,582**

The Commissioner is authorized to charge the RCE fee (\$790.00) and fee associated with this Petition (\$130.00) to TraskBritt, Deposit Account No. 20-1469, referencing attorney docket number 3139-6163US. Applicant understands that no additional fees are required. However, if the Office determines that any comparison fees or other additional fees are required, the Commissioner is authorized to charge any such fees to TraskBritt, Deposit Acct. No. 20-1469. A copy of this Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,



Edgar R. Cataxinos  
Registration No. 39,931  
Attorney for Applicant(s)  
TRASKBRITT  
P.O. Box 2550  
Salt Lake City, Utah 84110-2550  
Telephone: 801-532-1922

Date: December 22, 2005

ERC/ps:es

Enclosures: Copy of this Petition  
Copy of Part B - Fee(s) Transmittal  
Request for Continued Examination (RCE)  
Information Disclosure Statement and Form PTO/SB/08

Document in ProLaw

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
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 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
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CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

7590 01/12/2004  
 EDGAR R. CATAXINOS  
 TRASKBRITT, PC  
 P.O. BOX 2550  
 SALT LAKE CITY, UT 84110

Express Mail Mailing Label Number: EV 325782434 US

Date of Deposit with USPS: April 2, 2004

Person making Deposit: Christopher Haughton

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OFFICE OF PETITIONS

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/296,582	04/23/1999	JOHN R. PERRY	000952066	8609

TITLE OF INVENTION: TROCAR FOR INSERTING IMPLANTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330	04/12/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
MAYNARD, JENNIFER J	3763	604-06000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

ALZA CORPORATION

Palo Alto, California

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

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☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 20-1469 (enclose an extra copy of this form).

Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

(Date): April 2, 2004

Edgar R. Cataxinos, Reg. No. 39,931

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This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450.

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(Date) April 2, 2004

Edgar R. Cataxinos, Reg. No. 39,931

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**Office of Petitions**

Date: **December 22, 2005**Facsimile No.: **(571) 273-0025**Telephone No.: **(571) 272-3282**From: **Edgar R. Cataxinos, Esq.**Serial No.: **09/296,582**Client/matter number: **3139-6163US (ARC 2280 R1)**

Group Art Unit:

Message/Comments:

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